

COPY OF PAPERS
ORIGINALLY FILED

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Shrinivasan et al.

Application No: 10/007,227

Filed: November 7, 2001

For: METHOD AND APPARATUS FOR SEALING)
SUBSTRATE LOAD PORT IN A HIGH PRESSURE)
REACTOR)

) Group Art Unit: Unknown

) Examiner: Unassigned

) Docket No: NOVEP012

) March 6, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on March 6, 2002.

Signed: _____

Kay Harlow
Kay Harlow

**DECLARATION OF FACTS IN SUPPORT OF APPLYING ON BEHALF OF
OMITTED INVENTOR**

Pursuant to 37 C.F.R. §1.47 (a)

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This declaration is made as to the facts that are relied upon to establish the diligent effort made to secure the execution of the declaration by Vladimir Starov for the above-identified patent application. This declaration is being made by a person having first-hand knowledge of the facts recited therein:

I, Michael L. Gencarella, do hereby declare:

1. I am the attorney of record for the above-identified case.
2. Mr. Starov's employment with the Assignee was terminated by the Assignee in December of 1998.

Attorney Docket No. NOVEP012

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OFFICE OF PETITIONS

3. Mr. Starov has been named as a co-inventor of at least one other patent application for the Assignee since his termination and has refused to sign or could not be reached to sign the declaration and assignment associated with that application.

4. In November of 2001, a copy of the above referenced Application, the Declaration, and the Assignment were delivered, via Federal Express, to the last known address of Mr. Starov as provided by his former employee. (See Exhibit A-1)

5. In December of 2001, I attempted to ascertain a home phone number for Mr. Starov at his last known address. Mr. Starov's phone number is unlisted and his former employee did not have his phone number.

6. In January of 2002, a copy of the Declaration and the Assignment was sent via certified mail to Mr. Starov's last known address with a self-stamped return envelope. The return receipt was signed (See Exhibit A-2). The Declaration and the Assignment were not returned to us.

7. In February of 2002, I obtained the address and phone number of Mr. Starov's last known employer, which follows below:


Sizary Inc.
170 Knowles Dr., Suite 201
Los Gatos, CA 95032 USA
Phone 408-364-3810
FAX 408-364-3811

8. On February 6, 2002, I called Mr. Starov at his last known employer and left a voicemail for him to call me back or to return the signed documents to us. Mr. Starov did not return the phone call and the documents were not sent back.

9. The two month deadline to file a response to missing parts is set to expire on March 7, 2002, and therefore, the Assignee has instructed me to file this Petition under Rule 47(a) before the two month deadline, if Mr. Starov has not complied with our request for his signature on a declaration and refuses to acknowledge any attempts to communicate with

him. Therefore, Mr. Starov can not be reached in order to obtain his signature. Accordingly, this Petition is being filed along with the Missing Parts documentation.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

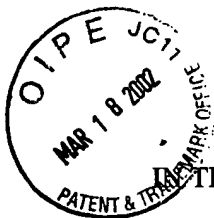


Michael L. Gencarella, Esq.
Reg. No. 44, 703

3/6/02

Date

Exhibits A-1 and A-2: Attached



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SHRINIVASAN et al.) Art Unit: Unknown
Serial No.: 10/007,227) Examiner: Unknown
Filed: November 7, 2001) Attorney Docket No.: NOVEP012
For: METHOD AND APPARATUS FOR SEALING) Date: February 21, 2002
SUBSTRATE LOAD PORT IN A HIGH PRESSURE)
REACTOR)

ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR
SIGNATURE BY JOINT INVENTOR ON BEHALF OF OMITTED INVENTOR WHO
CAN NOT BE FOUND OR REACHED Pursuant to 37 CFR 1.47(a)

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

I am an above-named joint inventor and have signed this declaration on my own
behalf and also sign this declaration under 37 CFR §1.47(a) on behalf of the omitted inventor
who

☐
☒

refuses to sign.
cannot be found or reached.

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Full name of the omitted inventor: Vladimir Starov

Country of Citizenship of omitted inventor: U.S.

Last known address of omitted inventor: 14720 Skylane Blvd, Los Gatos, CA 95032, U.S.

Note: Ordinarily, the last known address will be the last known residence of the omitted inventor. Other addresses
at which the omitted inventor may be reached should also be given. These can best be given in the Declaration of Facts in
Support of Applying on Behalf of Omitted Inventor, MPEP § 409.03(e).

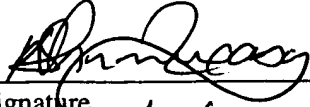
WARNING: "All the available joint inventors must

- (i) make oath or declaration on their behalf...and
- (ii) make oath or declaration on behalf of the nonsigning joint inventor as required by 37 C.F.R. §1.64"

I.e., EACH available joint inventor must sign on behalf of EACH nonsigning joint inventor. Use one Added Page
per signing inventor on behalf of each nonsigning inventor. For example, 3 signing inventors and 2 nonsigning inventors
requires 6 Added Pages. MPEP §409.03(a).

Krishnan Shrinivasan

(typed name of joint inventor signing on behalf of omitted inventor)


Signature

2/27/2002
Date

Attorney Docket No. NOVEP012